

Appl. No. 10/655,834
Docket No. 9356
Amdt. dated 06/03/2008
Reply to Office Action mailed on 02/20/2008
Customer No. 27752

REMARKS

Claim Status

Claims 1-31 are pending in the present application. Claims 24 – 31 (all dependent) are newly added. An additional claims fee is submitted herewith.

Claims 11, 19, and 21 have been amended in response to claim objections.

Claims 1, 19, 20, and 21 have been amended to include limitations relating to data or monitoring of one or more websites of the selected organization's websites including embedded data and documents from the websites. Antecedent basis can be found in the specification at page 7, lines 7-10 and lines 14-15.

Claims 1 and 21 have been amended to insert non-limiting claim element numbering/lettering, merely as a convenience for referring to specific claim elements.

Claim 7 has been amended to avoid claim redundancy in view of the amendments made to Claim 1. Antecedent support can be found at page 7, lines 7 – 15 of the specification.

Claim 22 has been amended to correct a typographical error.

In addition, new Claims 24 – 31 have been added. Antecedent support can be found at page 7, lines 7 – 15 of the specification.

It is believed these changes do not involve any introduction of new matter. Consequently, entry of these changes is believed to be in order and is respectfully requested.

Claim Objections

Claim 11 has been amended at the Examiner' suggestion to expressly recite the words corresponding to the acronym “URL”. Applicant submits that the meaning of “URL” is well known and understood in the art, and that recitation of the corresponding words does not constitute new matter.

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Claim 19 has been amended at the Examiner's suggestion to be an independent claim, and now expressly recited the claim elements Claim 1 upon which it previously depended.

Claim 21 has been amended at the Examiner's suggestion to expressly recite that the claimed system for analyzing the usage of an expression is capable of performing its intended function. Applicant submits that the positive recitation that the claimed system actually performs the claim elements expressly set forth in the body of the claim is unnecessary for meeting the requirements of 35 USC 112, however the present amendment is made for convenience and in order to facilitate efficient examination of the application. The Office Action suggests amending the claims to indicate that the claimed system actually performs the recited steps. Applicant respectfully contends that such a positive claim recitation is inappropriate because whether system or device actually performs a specific function is dependent upon control by the operator controlling the system or device acts to cause the system or device to function.

Rejection Under 35 USC §112, First Paragraph

The Office Action States that Claim 20 recites only a preamble with no steps for performing the method. Applicant submits that the claim as originally presented did include a positively recited step after "comprising". However in order to further clarify the claim, it has been amended to recite the clause "comprising the step of", to more clearly delineate between the preamble and the body of the claim.

Rejection Under 35 USC §102 Over "Yoo"

Claims 1-15 and 17-23 have been rejected under 35 USC §102(e) over US Patent 7,146,416 B1 (Yoo, et al, hereinafter "Yoo").

Independent Claims 1, 19, 20, and 21 have all been amended to include an express limitation specifying that the monitoring of the organization involves monitoring one or a plurality of websites and further involves monitoring embedded links and documents of the monitored websites. In the present invention, the user selects an expression to monitor for an organization, and then monitors websites of that organization, including all of the embedded links and documents associated with those websites. This is distinct from the invention in Yoo, which monitors traffic flowing across servers. The present

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invention monitors websites, not traffic flow across a server as in Yoo. The present invention monitors embedded links and documents associated with the websites. Yoo does not disclose monitoring embedded links and documents associated with the monitored server traffic of Yoo, nor of websites of a selected organization as claimed in the present invention.

Rejection Under 35 USC §103(a)

Claim 16 has been rejected under 35 USC §103(a) as being unpatentable over Yoo, as applied to Claims 1-15 and 17-23, in further view of Official Notice. Official Notices was taken that converting from audio content to textual content is well-known and would have been obvious to one skilled on the art at the time the invention was made.

This rejection is traversed. Yoo in view of Official Notice does not teach or suggest all of the claim limitations of Claim 16 for the same reasons discussed above in connection with amended Claim 1. The combination of Yoo with Official Notices does not address the shortcoming of Yoo with respect to the elements claimed in independent Claim 1, upon which Claim 16 depends.

There is no teaching or suggestion in any of the cited art to combine monitoring an organizations websites for occurrences of a selected expression a function of time, as claimed in Claim 1, wherein the monitoring of the organization includes monitoring the embedded links and documents of the websites. Therefore, Applicant submits that the claimed invention is unobvious and that the rejection should be withdrawn.

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Conclusion

This response represents an earnest effort to place the present application in proper form and to distinguish the invention as claimed from the applied reference(s). In view of the foregoing, entry of the amendment(s) presented herein, reconsideration of this application, and allowance of the pending claim(s) are respectfully requested.

Respectfully submitted,

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By



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